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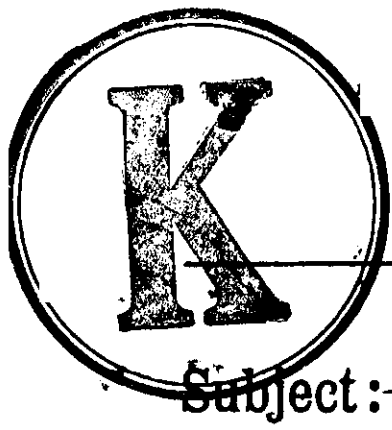
File No. Patents & Designs II/41



Legal, DEPARTMENT

B BRANCH

Subject:—

Rules and Notifications

under the

Indian Patents and Designs

Act, 1911

P 3

File No. Patents & Designs II/41

Std. Sectt. Slip 21 B c.

515 B

CONTENTS

Legal Department File No. Patents & Designs II/41.

S.No.	Compilation No.	Subject.	Pages.
		Indian Patents & Designs Act,1911.	
1.	U.R.to P.& G.D. No.10714 dated 12-12-1941.	S.R. Notification under	1-3.

44/41-

45/41-

R.I.No.10287 & 11384
27-11-1941. 6-12-41.

Submitted with reference to para 1 of A.S. P.& S.D. note dated 26-11-1941 on p.86 and P.& S.I note dated 5-12-1941 on p.92 ante.

2. Lord Reay Industrial Museum, Poona has been functioning as an inspection centre for the purposes of section 72 of Indian Patents & Designs Act, 1911. This section was subsequently amended by section 18 of India Act XII of 1939. As required by the amended section the Government of Bombay had not till recently been appointed by Central Government as an authority to open inspection centres. Hence it is necessary to regularise the existence of Lord Reay Industrial Museum as an inspection centre for the purpose of section 72 of Indian Patents & Designs Act. The Central Govt. by their notification, Department of Commerce No.230-Ind.1/41 of 1-11-41 at page 83 has now conferred such authority on the Government of Bombay. In exercise of powers conferred by the said notification it is now proposed to appoint Lord Reay Industrial Museum as an inspection centre. The P.& S.D. has submitted a draft notification at page 87 to R.I.A. for scrutiny.

3. Under section 72 of the Indian Patents & Designs Act 1911 as amended by the Indian Patents & Designs (Amendment) Act, 1939 inspection centres, where specifications, drawings etc. left at the Patent Office are open to public inspection, are to be appointed, by authorities appointed by the Central Govt. in this behalf, with <u>their Central Govt. prior approval</u>. The Govt. of India ——

Notification, Dept. of Commerce No.230-Indl/41 of 1.11.1941 at page 83 has conferred such authority on the Govt. of Bombay which is now competent to open inspection centres with the prior approval of the Govt. of India. That the condition of prior approval is satisfied in the case of this Museum will be apparent from the sidelined protion at page 66 ante which reads as follows :-

"I am to suggest that of the two centres at present located in the Bombay Province the one at the Lord Reay Industrial Museum may be formally appointed by the Govt. of Bombay as an inspection centre under section 72". The further communication from the Govt. of India on p. 89 also states that approval of central Govt. must be deemed to have been given in respect of the existing inspection centre. In view of the model form of notification at pages 89-91 ante, proposed by the Government of India, the draft notification on p. 87 is further revised as on p. 97.

4. If it is approved, reply may be :-

"A revised draft notification is sent herewith."+

+ p.97 post.

Sd. Y.D.Jaeel
2-12-41.

S.S. Sd/-
9-12-41.

D.S.

Reply:-

The draft notification at p.87 as amended is in order.

U.R. to P.& S.D.NO. 10714 dt. 12-12-41.

M.V.V. dt.20-4.

Draft Notification.

Political and Services Deptt.
Bombay Castle, 1941.

Indian Patents and Designs Act, 1911 (II of 1911).

No. 3636/34. — In exercise of the Powers conferred by section 72 of the Indian Patents and Designs Act, 1911 (II of 1911), read with the Notification of the Govt. of India, Deptt. of Commerce, No. 830-Ind.(1)/41, dated the 1-11-1941, the Govt. of Bombay is pleased to appoint with the approval of the Central Govt. the Lord Reay Industrial Museum, Poona, as the pub place at which copies of specifications, drawings, and amendments left at the Patent Office shall be open to public inspection.

By order of the Governor of B'Bay,

Chief Secy. to Government.